

To: Jackson, Ryan[jackson.ryan@epa.gov]
Cc: Hupp, Sydney[hupp.sydney@epa.gov]; Hupp, Millan[hupp.millan@epa.gov]; Hale, Michelle[hale.michelle@epa.gov]; Hope, Brian[Hope.Brian@epa.gov]
From: Fugh, Justina
Sent: Fri 4/7/2017 5:31:54 PM
Subject: RE: Gifts
NWSA.JPG

Hi there,

Yes, theoretically, a plaque does not have intrinsic value, so is excluded from the definition of "gift." What troubled me about this particular plaque (see picture) is the fact that it commemorates an award that the Administrator cannot accept since the donor is a federally registered lobbyist. I suggested to Brian that the prudent course of action here is to return this plaque since it is clearly for an honor that he cannot accept.

Justina

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North, William Jefferson Clinton Federal Building | Washington, DC 20460 (for ground deliveries, use 20004 for the
zip code) | phone 202-564-1786 | fax 202-564-1772

From: Jackson, Ryan
Sent: Friday, April 07, 2017 12:06 PM
To: Hale, Michelle <hale.michelle@epa.gov>; Hope, Brian <Hope.Brian@epa.gov>; Fugh, Justina <Fugh.Justina@epa.gov>
Cc: Hupp, Sydney <hupp.sydney@epa.gov>; Hupp, Millan <hupp.millan@epa.gov>
Subject: Re: Gifts

Ex. 5 - Deliberative Process

Ryan Jackson

Chief of Staff

U.S. EPA

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On Apr 7, 2017, at 11:01 AM, Hale, Michelle <hale.michelle@epa.gov> wrote:

FYI let's discuss with the Administrator when appropriate.

From: Hope, Brian
Sent: Friday, April 7, 2017 11:57 AM
To: Hale, Michelle <hale.michelle@epa.gov>
Subject: Gifts

Hi, Michelle. So I've got all of the determinations finished on the Administrator's gifts, but our tracking database has not been functional for the past three days. Rather than continue to wait for OEI/OAES to fix it, I'm going to summarize the decisions below and bring everything up to you. Here's what we've got:

1) CERAWeek Gifts Ex. 6 - Personal Privacy OK to keep the DVD and journal. Ex. 5 - Deliberative Process

Ex. 5 - Deliberative Process

2) Clock Ex. 6 - Personal Privacy - OK to keep.

3) Book - New Grand Strategy Ex. 6 - Personal Privacy - OK to keep.

4) Salsa Ex. 6 - Personal Privacy I'm going to say he can keep this, but it is a gray area. Ex. 6 - Personal Privacy then stuck a National Cattlemen's Beef Assoc sticker on it. Ex. 6 - Personal Privacy They are registered to lobby, so under the ethics pledge, he can't accept anything from them.

Because she both funded and made it herself, though, I'm going to consider it a gift

Ex. 6 - Personal Privacy

Center, which is not registered to lobby.

Ex. 5 - Deliberative Process

Ex. 5 - Deliberative Process

5) National Stripper Well Association Plaque - This one should be returned because NSWA is registered to lobby. Millan and Sydney were advised by OGC that the administrator could not accept the award, but OGC did acknowledge that given the short lead-up to the event, it may not be practical for us to tell NSWA that he can't.

Ex. 5 - Deliberative Process

6) Tie Ex. 6 - Personal Privacy OK to keep based on preexisting personal relationship.

7) Coffee Ex. 6 - Personal Privacy OK to keep. We got this in the mail direct from the roaster. No contact information for Ex. 6 - Personal Privacy included.

Ex. 5 - Deliberative Process

Ex. 5 - Deliberative Process Also, going forward, I will make sure we turn the gifts around in two workdays or less, as long as there are no unusual circumstances. Thanks.

- Brian

P.S. We have gotten a couple more books in the mail that I'll have up either later today or Monday, and that will get us current on his gifts.

Brian T. Hope

Acting Director

Office of the Executive Secretariat

Office of the Administrator

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